

29198. Various frozen dinners. (F.D.C. No. 48936. S. Nos. 23-133/147 V.)

QUANTITY: 162 cases, each containing from 20 to 35 individual dinners, at Englewood, Colo.

SHIPPED: 9-7-62, from Dallas, Tex., by MCDE Packing & Processing Co.

LABELS IN PART: (Case &/or bag) "Spaghetti With Meat Sauce," "Turkey 'N Gravy Over Egg Noodles," "Baked Macaroni & Cheese," "Old Fashioned Pot Roast of Beef," "Flame Seared Hamburger On A Bun," "Swiss Steak In Gravy," "Roast Turkey Dinner," "Halibut Saute With Lemon Sauce," "Snapper Saute," "Ham Rolls With Cheese Sauce," "Enchilada Dinner," "Roast Pork Dinner," "Perch Creole," "Mexican Dinner," and "Baked Meat Loaf With Gravy."

RESULTS OF INVESTIGATION: Each dinner consisted of various foods on a 3-compartment plastic plate enclosed in a cellophane bag or contained in an unlabeled plastic bag. The cases and cellophane bags were labeled with sticker-type labels stating the type of dinner within the package.

LIBELED: 5-23-63, Dist. Colo.

CHARGE: 403(e)—when shipped, the labels of the articles failed to bear (1) the name and place of business of the manufacturer, packer, or distributor, and (2) a statement of the quantity of contents.

DISPOSITION: 7-2-63. Default—destruction.

29199. Meat tenderizer. (F.D.C. No. 48848. S. No. 45-990 V.)

QUANTITY: 5 cases, each containing 12 1-qt. btls., at East St. Louis, Ill.

SHIPPED: 11-19-62, from McCook, Nebr., by Grain Products Co.

LABEL IN PART: (Btl.) "Switzer Brand Aging-Agent Instant and Liquid Has the Same Enzymatic Action on Meat * * * Switzer Wholesale Co. East St. Louis, Illinois."

RESULTS OF INVESTIGATION: Examination showed that the article was contained in a clear glass quart-size bottle bearing a wrap-around label, which label was furnished by the dealer to the shipper preprinted with the brand name and the dealer's name and address, the remaining portion of the label to be printed by the shipper. The remaining portion of the label, which was rubber-stamped, was smudged and blurred making it difficult to read the quantity of contents and ingredients statements. A portion of one paragraph was entirely obscured because it was printed over a dark, pictorial background, and part of each paragraph was obscured by the overlapping of the label.

LIBELED: 4-15-63, E. Dist. Ill.

CHARGE: 403(a)—when shipped, the label statements contained false and misleading representations that treatment with this article had the same effect as aging; 403(f)—the information required to appear on the label under 403(e) (2) and 403(i) (2), namely, an accurate statement of the quantity of contents, and the statement of ingredients, was not prominently placed thereon with such conspicuousness (as compared with other words, statements, designs, or devices, in the labeling) as to render it likely to be read by the ordinary individual under customary conditions of purchase and use; and 403(i) (2)—the name on the label "Proteolytic Enzyme" was not the common or usual name of an ingredient.

DISPOSITION: 5-7-63. Default—destruction.